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Date 1/22/02

Deborah:

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-Mike



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January 18, 2002

NATIONAL BANKPAC
COMMITTEE

Chairman
B.G. "BILL" Hartley
Chairman of the Board and CEO
Southside Bank
PO. Box 1079
Tyler, TX 75710
Phone: 903-531-7228
bgh@southside.com

Treasurer
Gary W. Fields
Phone: 202-663-5113
gfields@aba.com

Assistant Director
Stephen L. Crochet
Phone: 202-663-5113
scrochet@aba.com

Ms. Alice Kang
Reports Analyst
Reports Analysis Division
Federal Election Commission
999 E Street NW
Washington, DC 20463

Reference: July Monthly (6/1/01 - 6/30/01), August Monthly (7/1/01 -
7/31/01), September Monthly (8/1/01 - 8/31/01), October Monthly
(9/1/01 - 9/30/01) Reports

Dear Ms. Kang:

In response to your letters of January 4, 2002, and January 9, 2002 requesting the amendment and clarification of ABA BankPac's reporting methods for payroll deductions, please find attached a copy of 11 CFR § 104.8(b).

Upon receipt of your two (2) separate letters I contacted GNOSSOS Software, the company we use to file electronically. After discussions with employees at GNOSSOS Software as well as an official at the Federal Election Commission, we have concluded that the law you referenced offers an option between 1) reporting the aggregate amount received within the reporting period and stating the amount deducted per pay period (as you have requested), and 2) separately itemizing each contribution (as we have done).

I welcome the opportunity to speak with you directly regarding this or any other issues. If you have any questions please feel free to contact me at (202) 663-5115.

Sincerely,

Stephen Crochet
Assistant Director, BankPac

cc: Steve Kanner, GNOSSOS Software
(Deborah Chacona, FEC)

§ 104.8

(B) File on or before its next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s), which include the contributor identifications together with the dates and amounts of the contribution(s).

(ii) Amendments must be filed for all reports that cover the two-year election cycle in which the contribution was received and that disclose itemizable contributions from the same contributor. However, political committees are not required to file amendments to reports covering previous election cycles.

[45 FR 16108, Mar. 7, 1980, as amended at 46 FR 57729, Oct. 27, 1981; 47 FR 23306, Apr. 30, 1982]

§ 104.8 Uniform reporting of receipts.

(a) A reporting committee shall disclose the identification of each individual who contributes an amount in excess of \$200 to the committee's federal account(s). This identification shall include the individual's name, mailing address, occupation, the name of his or her employer, if any, and the date of receipt and amount of any such contribution. If an individual contributor's name is known to have changed since an earlier contribution reported during the calendar year, the exact name or address previously used shall be noted with the first reported contribution from that contributor subsequent to the name change.

(b) In each case where a contribution received from an individual in a reporting period is added to previously unitemized contributions from the same individual and the aggregate exceeds \$200 in a calendar year the reporting committee shall disclose the identification of such individual along with the date of receipt and amount of any such contribution. Except for contributions by payroll deduction, each additional contribution from the individual shall be separately itemized. In the case of a political committee other than an authorized committee which receives contributions through a payroll deduction plan, such committee is not required to separately itemize each additional contribution received from the contributor during the reporting period. In lieu of separate itemization,

11 CFR Ch. I (3-1-00 Edition)

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such committee may report the aggregate amount of contributions received from the contributor through the payroll deduction plan during the reporting period; the identification of the individual; and a statement of the amount deducted per pay period.

(c) Absent evidence to the contrary, any contribution made by check, money order, or other written instrument shall be reported as a contribution by the last person signing the instrument prior to delivery to the candidate or committee.

(d)(1) If an itemized contribution is made by more than one person in a single written instrument, the treasurer shall report the amount to be attributed to each contributor.

(2)(i) If a contribution is redesignated by a contributor, in accordance with 11 CFR 110.1(b) or 110.2(b), the treasurer of the authorized political committee receiving the contribution shall report the redesignation in a memo entry on Schedule A of the report covering the reporting period in which the redesignation is received. The memo entry for each redesignated contribution shall be reported in the following manner—

(A) The first part of the memo entry shall disclose all of the information for the contribution as it was originally reported on Schedule A;

(B) The second part of the memo entry shall disclose all of the information for the contribution as it was redesigned by the contributor, including the election for which the contribution was redesignated and the date on which the redesignation was received.

(ii) If a contribution from a political committee is redesignated by the contributing political committee in accordance with 11 CFR 110.1(b) or 110.2(b), the treasurer of such political committee shall report the redesignation in a memo entry on Schedule B of the report covering the reporting period in which the redesignation is made. The memo entry for each redesignated contribution shall be reported in the following manner—

(A) The first part of the memo entry shall disclose all of the information for the contribution as it was originally reported on Schedule B;

(B) The second part of the entry shall disclose all of the information for the contribution as it was redesignated by the contributing political committee, including the election for which the contribution was redesignated and the date on which the redesignation was made.

(3) If an itemized contribution attributed by the contributor in accordance with 11 CFR 110.1(b), the treasurer shall report the rest in a memo entry on Schedule report covering the reporting period in which the retribution is made. The memo entry for each retribution shall be reported following manner—

(i) The first part of the memo entry shall disclose all of the information for the contribution as it was originally reported on Schedule A;

(ii) The second part of the memo entry shall disclose all of the information for the contribution as it was attributed by the contributor, including the date on which the contribution was received.

(4) If a contribution is redesignated by the contributor, the treasurer of the political committee making the contribution shall report the refund on Schedule A of the report covering the reporting period in which the refund is made in accordance with 11 CFR 104.3(b). If a contribution is received by a political committee, the treasurer of the political committee receiving the contribution shall report the refund on Schedule A of the report covering the reporting period in which the contribution was received, in accordance with 104.3(a).

(5) National party committees shall disclose in a memo Schedule B information about each individual, corporation, labor organization, or other entity that makes a contribution in aggregate amount in excess of \$200 in a calendar year to the committee's federal account(s). This information shall include the donor's name, mailing address, occupation or type of business, date of receipt and amount of the donation. If a donor's name has changed since an earlier contribution reported during the calendar year, the exact name or address of the donor shall be disclosed.

Federal Election Commission

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